IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF GEORGIA BRUNSWICK DIVISION

FILED U.S. DIST COUPT BRUNSWICK DIV

2005 MAY 18 A 11 47

CLERK ALONG TO

COLEY STEPHEN LINDSLEY,

Petitioner,

VS.

CIVIL ACTION NO. CV204-169

VASQUEZ, Warden,

Respondent.

ORDER

After an independent review of the record, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is adopted as the opinion of the Court.

Respondent's Motion to Dismiss is **GRANTED**. The petition for writ of *habeas corpus*, filed pursuant to 28 U.S.C. § 2241, is **DISMISSED**. The Clerk of Court is hereby authorized and directed to enter an appropriate Judgment of Dismissal.

so ORDERED, this 18 day of _______, 2005.

JUDGE, UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF GEORGIA

AO 72A (Rev. 8/82)

United States District Court

Southern District of Georgia

VASQUEZ. DIVISION BRUNSWICK The undersigned, a regularly appointed and qualified deputy in the office of the Clerk of this district, while conducting the business of the Court for said division, does hereby certify the following: 1. Pursuant to the instructions from the Court and in the performance of my official duties, I personally placed in the United States Mail a sealed envelope, and properly addressed to each of the persons, parties or attorneys named below; and 2. That the aforementioned enveloped contained a copy of the document dated 5/18/05, which is part of the official record of this case. Date of Mailing: 5/18/05 Date of Certificate Scott L. Poff, Clerk By: Sherry Taylor, Deputy Clerk Name and Address A. Copeland Coley Lindsley, 47493-004, FCI Jesup, 2650 Highway 301 S, Jesup, GA 31599 Copy placed in Minutes Copy given to Judge	LINDSLEY		t			
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